



BILLING CODE 6717-01-P

## **DEPARTMENT OF ENERGY**

### **Federal Energy Regulatory Commission**

**[Project No. 2547-094]**

#### **Village of Swanton, Vermont; Notice of Intent to File License Application, Filing of Pre-Application Document, and Approving Use of the Traditional Licensing Process**

- a. Type of Filing: Notice of Intent to File License Application and Request to Use the Traditional Licensing Process
- b. Project No.: 2547-094
- c. Date Filed: April 30, 2019
- d. Submitted By: Village of Swanton, Vermont (Swanton)
- e. Name of Project: Highgate Falls Project
- f. Location: On the Missisquoi River near the Town of Highgate, Franklin County, Vermont. No federal lands are occupied by the project works or located within the project boundary.
- g. Filed Pursuant to: 18 CFR 5.3 and 5.5 of the Commission's regulations.
- h. Potential Applicant Contact: Reginald R. Beliveau, Jr., Manager - Village of Swanton, 120 First Street, Swanton, Vermont 05488; (802) 868-3397; email at [rbeliveau@swanton.net](mailto:rbeliveau@swanton.net).

- i. FERC Contact: Michael Watts at (202) 502-6123; or email at [michael.watts@ferc.gov](mailto:michael.watts@ferc.gov).
- j. Swanton filed its request to use the Traditional Licensing Process (TLP) on April 30, 2019, and provided public notice of the request on April 29, 2019 and April 30, 2019. In a letter dated June 26, 2019, the Director of the Division of Hydropower Licensing approved Swanton's request to use the TLP.
- k. With this notice, we are initiating informal consultation with the U.S. Fish and Wildlife Service and NOAA Fisheries under section 7 of the Endangered Species Act and the joint agency regulations thereunder at 50 CFR Part 402; and NOAA Fisheries under section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act and implementing regulations at 50 CFR 600.920. We are also initiating consultation with the Vermont State Historic Preservation Officer, as required by section 106 of the National Historic Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.
- l. With this notice, we are designating Swanton as the Commission's non-federal representative for carrying out informal consultation pursuant to section 7 of the Endangered Species Act; and consultation pursuant to section 106 of the National Historic Preservation Act.

- m. Swanton filed a Pre-Application Document (PAD), including a proposed process plan and schedule with the Commission, pursuant to 18 CFR 5.6 of the Commission's regulations.
- n. A copy of the PAD is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's website (<http://www.ferc.gov>), using the "eLibrary" link. Enter the docket number, excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at [FEROnlineSupport@ferc.gov](mailto:FEROnlineSupport@ferc.gov), (866) 208-3676 (toll free), or (202) 502-8659 (TTY). A copy is also available for inspection and reproduction at 120 First Street, Swanton, Vermont 05488.
- o. The licensee states its unequivocal intent to submit an application for a new license for Project No. 2547. Pursuant to 18 CFR 16.8, 16.9, and 16.10, each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by April 30, 2022.
- p. Register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

Dated: June 26, 2019.

**Kimberly D. Bose,**

*Secretary.*

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